



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,581	Donald Forkner	960200.00004

INTERNATIONAL APPLICATION NO.
PCT/US04/39581

I.A. FILING DATE	PRIORITY DATE
11/24/2004	11/25/2003

26735 *(inew)*  
 QUARLES & BRADY LLP  
 FIRSTAR PLAZA, ONE SOUTH PINCKNEY STREET  
 P.O. BOX 2113 SUITE 500  
 MADISON, WI 53701-2113

CONFIRMATION NO. 5364

371 FORMALITIES LETTER



\*OC000000022489781\*

Date Mailed: 02/14/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- \* Copy of the International Application filed on 05/25/2006
- \* Copy of the International Search Report filed on 05/25/2006
- \* Information Disclosure Statements filed on 08/28/2006
- \* Oath or Declaration filed on 05/25/2006
- \* Request for Immediate Examination filed on 05/25/2006
- \* U.S. Basic National Fees filed on 05/25/2006
- \* Priority Documents filed on 05/25/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- \* Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - \* is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \* To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$330** for a Large Entity:

• \$130 Surcharge.

- The application examination fee has not been paid. Applicant must submit \$200 to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,581	PCT/US04/39581	960200.00004

I hereby certify that this correspondence is being electronically filed as a registered e-filer on the date set forth below.  
Date of Signature and Deposit: April 11, 2007

Sara D. Vinarov

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald Forkner

Date: April 11, 2007

Serial No.: 10/580,581

Group Art Unit:

Filed: 04/25/2006

Examiner:

Title: DUAL TEMPERATURE PIZZA OVEN

File No.: 960200.00004

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER  
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED  
OFFICE (DO/EO/US)

Mail Stop Missing Parts  
Commissioner for Patents  
P O Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In a Notification Of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed February 14, 2007, the Applicants were given two months from the mailing date to file an oath or declaration of the inventors and to pay the examination fee due.

Enclosed herewith is an executed Declaration of the Inventor. Please charge the \$130.00 surcharge fee to Deposit Account No. 17-0055.

Applicants request that the examination fee be considered paid as the Written Opinion was prepared by the ISA/US which indicated that all claims satisfy provisions of PCT Article 33(1)-(4). If this assumption is not correct, please charge any examination fee due to Deposit Account No. 17-0055.

This response is believed to be timely filed. Should any extension of time be due in this or any subsequent response, please consider this to be a request for the appropriate extension of time and a request to charge the fee due to deposit account number 17-0055.

All missing parts are now believed to be on file.

Respectfully submitted,

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